

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ON TRACK INNOVATIONS LTD., an Israeli) Case No. 1:12-cv-02224-AJN-JCF
company,)
)

Plaintiff-Counterclaim) **MOTION TO STRIKE DR. MEYER'S**
Defendant,) **CONCLUSORY AND UNRELIABLE**
) **DAMAGES OPINIONS**

vs.)
)

T-MOBILE USA, INC., a Delaware)
corporation,)
)

Defendant-Counterclaim)
Plaintiff.)
)

T-MOBILE USA, INC.'S NOTICE OF MOTION TO STRIKE
DR. MEYER'S CONCLUSORY AND UNRELIABLE DAMAGES OPINIONS

In accordance with Federal Rule of Evidence 702 and the principles set forth in *Daubert v. Merrell Dow Pharms., Inc.*, 509 U.S. 579(1993) and its progeny, Defendant and Counterclaim- Plaintiff T-Mobile USA, Inc. ("T-Mobile") hereby moves the Court for the entry of an Order striking the damages opinions expressed in the November 4, 2013 expert report of Dr. Christine Meyer. The grounds for this motion are set forth in T-Mobile's legal memorandum in support of its motion to strike, submitted herewith.

Dated: March 31, 2014

Respectfully submitted,

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By:



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Counterclaimant
T-MOBILE USA, INC.

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that on March 31, 2014, a true and correct copy of the foregoing was electronically filed via the U.S. District Court CM/ECF and served via email upon the following counsel for Plaintiff:

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